

Message Text

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ACTION IO-11

INFO OCT-01 EUR-12 ISO-00 IOE-00 SSO-00 NSCE-00 USIE-00

INRE-00 SP-02 AID-05 EB-07 NSC-05 CIEP-01 TRSE-00

SS-15 STR-04 OMB-01 CEA-01 COME-00 FTC-01 JUSE-00

CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 PA-01

PRS-01 ACDA-05 OIC-02 /091 W

----- 058290

O R 091619Z MAR 76

FM AMEMBASSY BONN

TO SECSTATE WASHDC IMMEDIATE 7047

AMEMBASSY LIMA IMMEDIATE

USMISSION USUN NEW YORK IMMEDIATE

INFO AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

AMEMBASSY BERLIN

USMISSION USBERLIN

USMISSION NATO BRUSSELS

C O N F I D E N T I A L SECTION 01 OF 02 BONN 03936

E.O. 11652: GDS

TAGS: PFOR, PGOV, UN, ECOSOC, US, UK, FR, GW, UR, GE

SUBJECT: USSR PROTEST ON FRG REPRESENTATIVE TO TNC

COMMISSION

REFS: (A) LIMA 2251; (B) USUN 868; (C) STATE 50542;

(D) BONN 2748 NOTAL

SUMMARY: BONN GROUP HAS AGREED AD REF TO TEXT OF REPLY

TO SOVIET MARCH 4 PROTEST (REF B) ON FRG REPRESENTATIVE

TO UN COMMISSION ON TRANS NATIONAL CORPORATIONS (TNC).

AGREEMENT HAS ALSO BEEN REACHED ON RECOMMENDATION FOR

REACTING TO LETTERS ON SUBJECT SENT TO TNC COMMISSION

CHAIRMAN IN LIMA (REF A). END SUMMARY.

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1. BONN GROUP ON MARCH 8 AGREED TO RECOMMEND TEXT
GIVEN BELOW AS RESPONSE TO SOVIET MARCH 4 LETTER TO UN
SEC GEN.

2. BEGIN TEXT:

1. OPENING PARA REFERRING TO KHARLAMOV'S LETTER (FOR
DRAFTING BY UN MISSIONS)

2. THE AUTHORITIES OF THE THREE POWERS REAFFIRM THE
CONTENTS OF THEIR LETTER ON THIS SUBJECT TO THE
SECRETARY GENERAL OF JUNE 27, 1975 (A/10127), AND
WISH IN PARTICULAR TO RECALL THE FOLLOWING EXTRACTS:

THE CONTENTION OF THE PERM REP OF THE USSR THAT
THE DESIGNATION OF DR. EBERHARD GUENTHER AS A
REPRESENTATIVE OF THE FRG TO THE FIRST SESSION OF THE
UN COMMISSION ON TRANSNATIONAL CORPORATIONS IS
CONTRARY TO THE QA IS WITHOUT FOUNDATION. THIS AGREEMENT,
WHICH WAS SIGNED IN BERLIN ON SEPT. 3, 1971, BY
THE GOVERNMENTS OF FRANCE, THE UK, US AND USSR,
CONTAINS NO PROVISION FROM WHICH SUCH A CONTENTION
COULD BE DRAWN.

THE LOCATION OF THE FEDERAL OFFICE FOR THE
SUPERVISION OF CARTELS AND TRUSTS IN THE WESTERN
SECTORS OF BERLIN WAS APPROVED IN 1957 BY THE US,
BRITISH AND FRENCH AUTHORITIES ACTING ON THE BASIS OF
THEIR SUPREME AUTHORITY. THEY ARE SATISFIED THAT THE
FEDERAL OFFICE FOR THE SUPERVISION OF CARTELS AND
TRUSTS DOES NOT PERFORM IN THE WESTERN SECTORS
OF BERLIN ACTS IN EXERCISE OF DIRECT STATE AUTHORITY
OVER THE WSB. NEITHER THE LOCATION NOR THE ACTIVITIES
OF THIS OFFICE IN THE WSB THEREFORE CONTRAVENE ANY OF
THE PROVISIONS OF THE QA.

THE LETTER REFERRED TO ABOVE FROM THE SOVIET
PERMANENT REPRESENTATIVE CONTAINS AN INCOMPLETE AND

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C O N F I D E N T I A L SECTION 02 OF 02 BONN 03936

CONSEQUENTLY MISLEADING REFERENCE TO THE QA. THE RELEVANT PASSAGE OF THIS AGREEMENT TO WHICH THE SOVIET REPRESENTATIVE REFERRED PROVIDES THAT THE TIES BETWEEN THE WSB AND THE FRG WILL BE MAINTAINED AND DEVELOPED, TAKING INTO ACCOUNT THAT THESE SECTORS CONTINUE NOT TO BE A CONSTITUENT PART OF THE FRG AND NOT TO BE GOVERNED BY IT.

(FOR USE IF GDR OR OTHER EES ACTUALLY SEND SUCH COMMUNICATIONS) REGARDING OTHER COMMUNICATIONS ON THIS SUBJECT WHICH HAVE BEEN SENT TO THE SECRETARY GENERAL, WE WISH TO POINT OUT THAT STATES WHICH

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ARE NOT PARTIES TO THE QA ARE NOT COMPETENT TO COMMENT AUTHORITATIVELY ON ITS PROVISIONS.

3. CLOSING PARA REQUESTING SAME CIRCULATION AS GIVEN
KHARLAMOV'S LETTER (FOR DRAFTING BY UN MISSIONS)
END TEXT

3. REPS HAVE ALSO AGREED TO RECOMMEND THE ABOVE TEXT
(WITH SUITABLE OPENING AND CLOSING PARAGRAPHS TO BE
DRAFTED BY REPS IN LIMA) AS REPLY TO SOVIET LETTER TO
VLADEZ IF THAT LETTER IS OFFICIALLY CIRCULATED (SEE
REF A).

4. REGARDING ALLIED ACTION IF LETTERS ARE NOT
CIRCULATED IN LIMA, BONN GROUP REPS BELIEVE COURSE SET
OUT PARA 2 REF A IS APPROPRIATE.

5. ACTION REQUESTED: DEPARTMENT APPROVE TEXT PARA 2
FOR DELIVERY IN UN AND RECOMMENDATIONS REGARDING TNC
MEETING IN LIMA AS INDICATED IN PARA 3 AND 4 ABOVE.
HILLENBRAND

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Message Attributes

Automatic Decaptoning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MEETING CHAIRMAN, MULTINATIONAL CORPORATIONS, COMMITTEE MEETINGS, DIPLOMATIC PROTESTS
Control Number: n/a
Copy: SINGLE
Draft Date: 09 MAR 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: ShawDG
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976BONN03936
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D760089-0135
From: BONN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760381/aaaacti.tel
Line Count: 188
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION IO
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 76 LIMA 2251, 76 STATE 50542
Review Action: RELEASED, APPROVED
Review Authority: ShawDG
Review Comment: n/a
Review Content Flags:
Review Date: 31 MAR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <31 MAR 2004 by MartinML>; APPROVED <29 JUL 2004 by ShawDG>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: USSR PROTEST ON FRG REPRESENTATIVE TO TNC COMMISSION
TAGS: PFOR, PGOV, US, UK, FR, GE, UR, GC, UN, ECOSOC, (GUENTHER, EBERHARD)
To: STATE USUN NEW YORK
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006